

tive Schroeder; Ray Marshall, University of Texas, Austin, and former Secretary of Labor; Barbara Bergmann, University of Maryland, College Park; and Nancy Barrett, American University, and Eileen Stein, both of Washington, D.C.

Hearings were recessed subject to call.

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Thursday, February 4, 1982

Senate

Chamber Action

Routine Proceedings, pages 853-920

Bills Introduced: Ten bills and two resolutions were introduced, as follows: S. 2062-2071, S. Con. Res. 63, and S. Res. 313. Pages 893-894

Department of Justice Authorizations, 1982: Senate resumed consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with a committee amendment, agreeing to an amendment proposed thereto, as follows:

By 58 yeas to 38 nays, Helms Amendment No. 69, as amended, prohibiting the Department of Justice from maintaining suits involving, directly or indirectly, the mandatory busing of school children and to establish reasonable limits on the power of the courts to impose injunctive relief involving the transportation of students. Page 863

A cloture motion was filed to bring to a close further debate on S. 951, with a vote to occur thereon one hour after Senate returns to consideration of the bill. Page 864

Pages 864-887

Broadcasting of Senate Chamber Proceedings: By 92 yeas to 3 nays, Senate agreed to a motion to proceed to the consideration of S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings. Page 886

Confirmation: Senate confirmed the nomination of Powell Allen Moore, of Georgia, to be an Assistant Secretary of State. Page 920

Nominations: Senate received the following nominations:

John R. Van de Water, of California, to be a Member of the National Labor Relations Board.

George S. Roukis, of New York, to be a Member of the National Mediation Board.

Frederic V. Malek, of Virginia, to be a Governor of the U.S. Postal Service.

Henry R. Folsom, of Delaware, to be a Commissioner of the Postal Rate Commission.

Basil S. Baker, to be U.S. Marshal for the Southern District of Texas.

Clarence M. Pendleton, Jr., of California, and Mary Louise Smith, of Iowa, each to be a Member of the Commission on Civil Rights. Page 920

Message From the President: Senate received a message from the President of the United States, transmitting the Tenth Annual Report on the Administration of the Federal Railroad Safety Act of 1980 (45 U.S.C. 421 et seq.), covering calendar year 1980; which was referred to the Committee on Commerce, Science, and Transportation (PM-108). Page 891

Messages From the President: Page 891

Measures Ordered Held at Desk: Page 891

Communications: Pages 891-892

Statements on Introduced Bills: Pages 893-902

Amendments Submitted for Printing: Page 906

Notices of Hearings: Pages 906-907

Additional Statements: Pages 906-919

Nominations: Page 920

Confirmations: Page 920

Record Votes: Two record votes were taken today. (Total-3) Pages 886-887

Recess: Senate convened at 10 a.m., and recessed at 3:03 p.m., until 11 a.m., on Monday, February 8, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 920.)

Committee Meetings

ARMY HELICOPTER PROGRAM

Committee on Armed Services: Subcommittee on Tactical Warfare held open and closed hearings on the cost growth in the Army's AH-64 attack helicopter program, receiving testimony from James R. Ambrose, Under Secretary of the Army, General John W. Vessey, Vice Chief of Army Staff, Lieutenant General James H. Merryman, Deputy Chief of Army Staff for Research, Development and Acquisition, and Major General Edward M. Browne, Program Manager, AH-64 Attack Helicopter Program.

Hearings were recessed subject to call.

COMMERCIAL BANK HOLDING COMPANIES/SECURITIES ACTIVITIES

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities held hearings on S. 1720, authorizing bank holding companies to establish securities affiliates which could underwrite municipal revenue bonds and operate, advise and sell

shares in mutual funds, receiving testimony from Donald T. Regan, Secretary of the Treasury; John S. R. Shad, Chairman, Securities and Exchange Commission; and J. Charles Partee, Governor, Board of Governors, Federal Reserve System.

Hearings continue on Tuesday, February 9.

AT&T PROPOSED SETTLEMENT

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the proposed divestiture of American Telephone & Telegraph, after receiving testimony from William F. Baxter, Assistant Attorney General, Antitrust Division, Department of Justice.

INTERNATIONAL ENERGY PROGRAM

Committee on Energy and Natural Resources: Committee concluded hearings on S. 1937, extending until June 30, 1985, the expiration date of section 252, which provides a limited antitrust defense for U.S. oil companies participating in the international energy program, of the Energy Policy and Conservation Act, after receiving testimony from Henry E. Thomas, Assistant Secretary of Energy for International Affairs; Ernest B. Johnston, Jr., Deputy Assistant Secretary of State for Economic and Business Affairs; and Ronald G. Carr, Deputy Assistant Attorney General, Antitrust Division, Department of Justice.

INTELLIGENCE BRIEFING

Committee on Foreign Relations: Committee met in closed session to receive a briefing on worldwide intelligence matters, receiving testimony from William J. Casey, Director, Central Intelligence Agency.

Committee recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Lawrence S. Eagleburger, of Florida, to be Under Secretary of State for Political Affairs, after the nominee testified and answered questions in his own behalf.

NEW FEDERALISM

Committee on Governmental Affairs: Committee held hearings to review the President's proposals on New Federalism, proposing to realign and clarify the responsibilities of the States and Federal Government in order to reduce or eliminate the overlapping of programs and authorities, receiving testimony from David A. Stockman, Director, Office of Management and Budget.

Hearings were recessed subject to call.

FBI

Committee on the Judiciary: Subcommittee on Security and Terrorism held oversight hearings on the activities of the Federal Bureau of Investigation, Department of Justice, receiving testimony from its Director, William H. Webster.

Closed hearings continue on Thursday, February 11.

VOTING RIGHTS ACT

Committee on the Judiciary: Subcommittee on the Constitution resumed hearings on S. 53, S. 1761, S. 1975, and S. 1992, bills extending the effects of certain provisions of the Voting Rights Act of 1965, receiving testimony from Senator Hayakawa; Representative Sensenbrenner; Texas Governor William P. Clements, Jr., Austin; Rolando Rios, South West Voters Project, San Antonio, Texas; E. Freeman Leverett, Elberton, Georgia; Norman Dorsen, New York University, New York City; and Joseph Rauh, Leadership Conference on Civil Rights, Washington, D.C.

Hearings continue on Thursday, February 11.

INTELLIGENCE BRIEFING

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters from officials of the intelligence community, but made no announcements.

Committee will meet again on Wednesday, February 10.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 5457-5465; 3 private bills, H.R. 5466-5468; and 2 resolutions, H. Con. Res. 267, and H. Res. 349 were introduced.

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Reports Filed: Reports were filed as follows:

H.J. Res. 389, Urgent Commodity Credit Corporation Supplemental Appropriation (H. Rept. 97-424);

H.J. Res. 391, Urgent Supplemental Appropriation for Labor Department (unemployment) (H. Rept. 97-425);

H.J. Res. 392, Urgent Supplemental Appropriation for HHS (low income energy assistance); H. Rept. 97-426 and

H.J. Res. 390, EPA Construction Grants Urgent Appropriation, amended (H. Rept. 97-427).

Page 851

Supplemental Appropriations: Agreed that it be in order to consider tomorrow or any day thereafter, the following joint resolutions making supplemental appropriations: H.J. Res. 389, Commodity Credit Corporation; H.J. Res. 390, EPA Construction Grants; H.J. Res. 391, Department of Labor Unemployment; and H.J. Res. 392, Department of

Health and Human Services Low Income Energy Assistance.

Subsequently, the Committee on Appropriations received permission to have until midnight tonight to file reports on the foregoing joint resolutions.

Pages 843-846

Presidential Message—Railroad Safety: Received and read a message from the President wherein he transmits the 1980 annual report on the administration of the Federal Railroad Safety Act—referred to the Committee on Energy and Commerce.

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Adjournment: Met at 11 a.m. and adjourned at 11:50 a.m.

Committee Meetings

AGRICULTURE CREDIT CONDITIONS

Committee on Agriculture: Subcommittee on Conservation, Credit, and Rural Development held a hearing to review current agricultural credit conditions; and on legislation to set authorized lending ceilings for Farmers Home Administration farm and rural developments credit programs. Testimony was heard from Representatives Hatcher and Stangeland; departmental and public witnesses.

Hearings continue February 9.

FIFRA

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing on H.R. 5203, Federal Insecticide, Fungicide, and Rodenticide Act Amendments of 1981. Testimony was heard from departmental and public witnesses.

SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Ordered reported with the following measures: H.J. Res. 389, making an urgent supplemental appropriation for the fiscal year ending September 30, 1982, for the Department of Agriculture; H.J. Res. 390, making an urgent appropriation for the Environmental Protection Agency for the fiscal year ending September 30, 1982; H.J. Res. 391, making an urgent supplemental appropriation for the Department of Labor for the fiscal year ending September 30, 1982; and H.J. Res. 392, making an urgent supplemental appropriation for the Department of Health and Human Services for the fiscal year ending September 30, 1982.

DOD BUDGET

Committee on Armed Services: Continued hearings on Defense Budget request for fiscal year 1983, with emphasis on CBO projects of economic indicators for the current year. Testimony was heard from Alice M. Rivlin, Director, CBO.

Hearings continue February 8.

REVISED SECOND BUDGET RESOLUTION

Committee on the Budget: Met to consider but took action on a revised Second Budget Resolution and certification of current levels.

STUDENT ASSISTANCE PROGRAMS

Committee on Education and Labor: Subcommittee on Postsecondary Education concluded oversight hearings on the current status and administration of Federal student assistance programs. Testimony was heard from public witnesses.

CHILDHOOD IMMUNIZATIONS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on childhood immunizations. Testimony was heard from public witnesses.

MOTOR VEHICLE THEFT LAW ENFORCEMENT ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications, Consumer Protection, and Finance held a hearing on H.R. 4325, Motor Vehicle Theft Law Enforcement Act of 1981. Testimony was heard from Representative Green; Diane Steed, Deputy Administrator, National Highway Traffic Safety Administration, Department of Transportation; Roger Olsen, Deputy Assistant Attorney General, Criminal Division, Department of Justice and public witnesses.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and considered funding resolutions for the following Committees: Interior and Insular Affairs; Public Works and Transportation; Education and Labor; and Science and Technology.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Mines and Mining continued oversight hearings on "The Decline of the Domestic Mineral Processing Industries: How Do We Reverse the Trend?" Testimony was heard from Robert Dale Wilson, Director, Office of Strategic Resources, Department of Commerce; Paul K. Krueger, Assistant Associate Director for Resources Preparedness, Federal Emergency Management Agency and public witnesses.

OVERSIGHT—NATIONAL PARK SYSTEM

Committee on Interior and Insular Affairs: Subcommittee on Public Lands and National Parks held an oversight hearing on the current state of the National Park System. Testimony was heard from Representatives Waxman, Miller of California, Lantos and Courter and public witnesses.

Hearings continue tomorrow.

FBI UNDERCOVER GUIDELINES

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on FBI Undercover Guidelines. Testimony was heard from public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held an oversight hearing on the dismissal of a U.S. Parole Commissioner. Testimony was heard from Oliver J. Keller, Commissioner, U.S. Parole Commission, Department of Justice and a public witness.

OVERSIGHT—AT&T SETTLEMENT AND THE IBM DISMISSAL

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law concluded oversight hearings on AT&T Settlement and the IBM Dismissal. Testimony was heard from public witnesses.

NATIONAL OCEAN POLLUTION PLANNING ACT; GREAT LAKES PROTECTION ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography held a hearing on reauthorization of the National Ocean Pollution Planning Act and H.R. 3600, Great Lakes Protection Act of 1981. Testimony was heard from Martin Belsky, Assistant Administrator for Policy and Planning, NOAA, Department of Commerce and public witnesses.

PAYROLL DEDUCTIONS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 4703, to amend section 3620 of the revised statutes with respect to payroll deductions for Federal employees. Testimony was heard from William E. Douglas, Commissioner, Government Financial Operations, Department of the Treasury and public witnesses.

POSTAL REORGANIZATION ACT EFFECTIVENESS

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization continued joint hearings on the effectiveness of the Postal Reorganization Act of 1970. Testimony was heard from public witnesses.

Hearings continue February 9.

SCIENCE AND TECHNOLOGY BUDGET

Committee on Science and Technology: Continued hearings on U.S. Science and Technology Budget Under Stress. Testimony was heard from public witnesses.

PATENT TERM EXTENSION AND PHARMACEUTICAL INNOVATION

Committee on Science and Technology: Subcommittee on Investigations and Oversight held a hearing on Patent Term Extension and Pharmaceutical Innovation. Testimony was heard from the following officials of the Office of Technology Assessment: Norm Balmer, Project Director, Patent Term Extension Project and Donna Valtri, Assistant Project Director, Patent Term Extension Project; from the following officials of the Department of Health and Human Services: Dr. Arthur Hull Hayes, Jr., Commissioner, FDA and Robert Helms, Deputy Assistant Secretary for Planning and Evaluation/Health and public witnesses.

RACIALLY DISCRIMINATORY PRIVATE SCHOOLS

Committee on Ways and Means: Held a hearing on the Administration's policy regarding the tax status of racially discriminatory private schools. Testimony was heard from the following officials of the Department of Justice: Edward Schmults, Deputy Attorney General and Lawrence Reynolds, Assistant Attorney General, Civil Rights Division; from the following officials of the Department of the Treasury: R. T. McNamar, Deputy Secretary and Peter Wallison, General Counsel; Roscoe L. Egger, Commissioner, IRS and Kenneth Gideon, Chief Counsel, IRS and public witnesses.

WILSON-TERPIL INVESTIGATION

Permanent Select Committee on Intelligence: Met in executive session to continue hearings on Wilson-Terpil Investigation. Testimony was heard from the following officials of the Department of the Army: Brig. Gen. William E. Odom, Assistant Chief of Staff for Intelligence and Lt. Col. Gary Brosch, Office of the Assistant Chief of Staff for Intelligence; and from the following officials of the FBI, Department of Justice: Charles Monroe, Assistant Director, Criminal Division and James F. Price, Assistant Section Chief, Terrorism Program, Criminal Division.

Joint Meeting**STANDBY PETROLEUM ALLOCATION**

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1503, authorizing the President to allocate supplies of crude oil and petroleum products during a severe petroleum supply shortage.